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January 29, 2021

**VIA ELECTRONIC SUBMISSION**

<https://www.foiaonline.gov/foiaonline/action/public/request>

U.S. Environmental Protection Agency  
Region 6  
1201 Elm Street, Suite 500  
Dallas, TX 75270

**Re: Request for Information Regarding French Limited and Sikes Disposal Pits  
Superfund Sites**

To whom it may concern:

Lone Star Legal Aid is writing to you on behalf of the Barrett Economic and Community Development Organization (“BECDO”) regarding two Superfund Sites near Barrett, Texas: (1) the French Limited Trust Group, Inc. Superfund Site (“French Limited”), and (2) the Sikes Disposal Pits Superfund Site (“Sikes”), both of which are located in Crosby, Texas. We have been corresponding with a remedial project manager who suggested we make an open records request for documents pertaining to these Superfund sites.

**Regarding groundwater monitoring at the French Limited Superfund Site:**

- **Request 1:** The EPA points to a clay barrier as being sufficiently protective and, in fact, as preventing contamination of the Chicot and Evangeline Aquifers. Please provide any research that the EPA relies on to support the conclusion that the clay barrier at the French Limited Superfund Site specifically (or other sites generally) creates an adequately protective barrier.

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- Request 2: Testing was conducted on residential wells near the French Limited Superfund Site in 1987 and 1994—and in 1994, a well was found to be contaminated. Please provide the 1994 contamination report, and please provide any subsequent residential well sampling, or reports, for the period from 1994 and 2020.
- Request 3: The EPA notes that between 1995-2005 remedial actions were ongoing at the French Limited Superfund Site, and the groundwater monitoring results were submitted in remedial action progress reports—please provide these remedial action progress reports.
- Request 4: Please provide a map of the hydrology and geology of and surrounding the French Limited Superfund Site and any corresponding contamination.

**Regarding the 1993 Natural Resources Consent Decree; *United States v. French Limited, Inc.*** (No. H-89-2544, S.D. Tex. Mar. 10, 1993).

- Request 5: In 1993, French Limited Trust Group, Inc. entered into a consent decree with the United States, providing for a Marsh Restoration Project. This consent decree led to the funding of the Marsh Restoration Project, which created the Baytown Nature Center in neighboring Baytown, Texas. Please provide documents related to the funding of the Marsh Restoration Project, including, spreadsheets, correspondence, financial records, communications evidencing the allocation of funds, and any documents or communications evidencing the decision-making process to determine the funding-recipient. Please also include any documents showing demographic considerations related to determining the funding-recipient. And, please provide documents evidencing cost to create the 60 acre tidal marsh, with associated uplands, in the San Jacinto floodplain, as well as how FLTG or EPA determined that this was appropriate compensation for natural resource injuries. Additionally, please provide documents explaining the consensus-based selection process used to determine the location of the restoration project in the deteriorated Brownwood Subdivision of Baytown.

**Regarding the current status amending the French Limited Superfund Site Consent Decree, according to the EPA's website:**

- Request 6: On the EPA's website, <https://cumulis.epa.gov/supercpad/SiteProfiles/index.cfm?fuseaction=second.cleanup&id=0602498#Status>, it states that the EPA approved and signed the Record of Decision (ROD) amendment on September 30, 2014, but the EPA is still in the process of amending the Consent Decree to implement the remedy selected in the 2014 ROD. Please provide any public documents related to the Consent Decree revision process, documents related to the Consent Decree public participation process, documents evidencing the proposed timeline for revision and explaining why the revision is ongoing for 6 years; and any documents related to the relative safety of the site given that the neighboring community has now been waiting 6 years for the remedy selected in the 2014 ROD to be implemented.

Sincerely,



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